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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Brines et al.

Confirmation No.: 5119

Application No.: 09/717,057

Group Art Unit: 1647

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For: MODULATION OF EXCITABLE  
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ADMINISTERED ERYTHROPOIETIN

Attorney Docket No.: 10165-010-999

**AMENDMENT UNDER 37 C.F.R. § 1.312**

Mail Stop Issue Fee  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In accordance with Rule 312 of the Rules of Practice, please enter the amendment to the specification and consider the remarks below. Applicants transmit herewith (i) a copy of the Request For Filing a Divisional Application Under 37 C.F.R. § 1.53(b) And Patent Application Fee Value Sheet, dated November 21, 2000; and (ii) the Application Data Sheet Under 37 C.F.R. § 1.72 and return Express Mail Receipt, dated February 22, 2001.

**Amendment** to the Specification begin on page 2 of this paper.

**Remarks** begin at page 3 of this paper.